

From: Turvey, Martha
To: Yon.Donald@deq.state.or.us
Subject: FW: 2014 Final Draft Oregon Nonpoint Source Management Program Plan
Date: Thursday, March 26, 2015 9:49:00 AM

In response to your question on TAS.

Martha

From: Wu, Jennifer
Sent: Wednesday, March 25, 2015 5:57 PM
To: Turvey, Martha
Subject: RE: 2014 Final Draft Oregon Nonpoint Source Management Program Plan

I guess I didn't send this out!

Hi Martha, TAS is "treatment as a state" for Tribes. Tribes can apply for TAS for different water quality programs. So as you probably know, when a tribe has TAS for water quality standards, they have to go through a rigorous process to prove they can run their program and that the standards they developed are sound, then EPA approves it. When a tribe gets TAS for water quality standards, they are the same as a state's water quality standards and fully effective for Clean Water Act purposes.

For a tribe that has gotten TAS for the 319 program, I don't remember all the hoops they have to go through to get it from EPA. Krista would know all the ins and outs. The bottom line is once EPA has approved TAS for a tribe's 319 program, they can also get direct 319 funds. If you google TAS for 319, there's a good ppt that describes this stuff.

From: Turvey, Martha
Sent: Wednesday, March 25, 2015 12:35 PM
To: Wu, Jennifer
Subject: FW: 2014 Final Draft Oregon Nonpoint Source Management Program Plan

Don has a question below on what is a TAS? I don't know.

Martha

From: YON Donald R [<mailto:YON.Donald@deq.state.or.us>]
Sent: Monday, March 23, 2015 4:53 PM
To: Turvey, Martha
Cc: YON Donald R
Subject: RE: 2014 Final Draft Oregon Nonpoint Source Management Program Plan

What is a TAS? Does it mean a Tribal nation has an approved nonpoint source program and/or a NPS Plan?
Don

Boy in Salem we are getting a lot of rain and some hail. Winds tonight with winds between 40-60 in the Willamette Valley. How is your weather? I can remember Seattle downpours. Don.

From: Turvey, Martha [<mailto:Turvey.Martha@epa.gov>]
Sent: Monday, March 23, 2015 4:47 PM
To: YON Donald R
Subject: FW: 2014 Final Draft Oregon Nonpoint Source Management Program Plan

FYI – see below

From: Mendelman, Krista
Sent: Monday, March 23, 2015 3:50 PM
To: Turvey, Martha
Subject: RE: 2014 Final Draft Oregon Nonpoint Source Management Program Plan

Siletz Indians, Confederated Tribes of the	2011
Coos, Lower Umpqua, Siuslaw Indians, Confederated Tribes of the	2004
Coquille Indian Tribe	2005
Cow Creek Band of Umpqua Tribe of Indians	2004
Grand Ronde Community of Oregon, Confederated Tribes of the	2009
Klamath Tribes	2005
Umatilla Indian Reservation, Confederated Tribes of the	1994
Warm Springs, Confederated Tribes of	2005

Hi Martha,

Above is the list of tribes in OR with TAS for 319 and the year that they got TAS. There is one more federally recognized tribe in OR... Burns Paiute - but they have not yet applied for TAS under 319.

Hope this helps.

Krista

Krista Mendelman
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Seattle, WA 98101
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From: Turvey, Martha
Sent: Monday, March 23, 2015 3:39 PM
To: Mendelman, Krista

Subject: FW: 2014 Final Draft Oregon Nonpoint Source Management Program Plan

Krista – do you know if this is correct.

Martha

From: YON Donald R [<mailto:YON.Donald@deq.state.or.us>]

Sent: Monday, March 23, 2015 1:36 PM

To: Turvey, Martha

Cc: YON Donald R

Subject: FW: 2014 Final Draft Oregon Nonpoint Source Management Program Plan

Martha do you know if the following statement is correct? You can forward me to your Tribal coordinator if need to. Hope you are well. Don

As of the time of publication of this document, 9 federally recognized tribes in Oregon tribes have approved nonpoint source programs and NPS Plans [Don- have you confirmed that with EPA?].

From: SVETKOVICH Christine

Sent: Monday, March 23, 2015 1:27 PM

To: YON Donald R

Subject: RE: 2014 Final Draft Oregon Nonpoint Source Management Program Plan

Hi Don- No need to send me the entire draft. Some suggested edits below.

Best-
Christine

From: YON Donald R

Sent: Monday, March 23, 2015 12:58 PM

To: SVETKOVICH Christine

Cc: YON Donald R

Subject: 2014 Final Draft Oregon Nonpoint Source Management Program Plan

Christine, below is an addition I have included in the revised **2014 Final Draft Oregon Nonpoint Source Management Program Plan**. It is a subsection under Partners. I can email the whole draft plan if you like with the page numbers. Please review and edit as needed. You can call me at 503-409-9371. Don

Tribal Nations Agency Coordination. Congress amended the Clean Water Act (CWA) in 1987 to establish the section 319 Nonpoint Source Management Program in recognition of the need for greater federal leadership to help focus state, Tribal Nations, and local nonpoint source efforts. Under section 319, states, territories, and Indian tribes receive grant money that supports a wide variety of activities including technical assistance, financial assistance, education, training, technology transfer, demonstration projects, and monitoring to assess the success of implementing management practices that address pollution from nonpoint sources.

As of the time of publication of this document, 9 federally recognized tribes in Oregon tribes have approved nonpoint source programs and NPS Plans [Don- have you confirmed that with EPA?]. DEQ has government-to-government relationships with the nine federally-recognized Tribal Nations tribal governments in Oregon. In

~~addition, Oregon~~ DEQ is committed to the principles of environmental justice and ensuring that the agency's actions address the interests of Oregon communities, including minority, low-income and other traditionally underrepresented communities, as ~~much as~~ state and federal laws allow. EJ Screen is a screening and mapping tool that provides EPA with a nationally consistent dataset and methodology for calculating environmental justices which can be used for highlighting places that may be candidates for further review, analysis, or outreach as the agency develops programs, policies and other activities.

Once EPA's EJ Screen is available publically, DEQ will develop and implement a plan to ensure appropriate outreach is conducted associated with DEQ decisions in communities that are identified as having potential environmental justice issues. This plan will outline enhanced public participation actions, consider limited English proficiency, traditional or cultural needs, and ensure early engagement, and information exchanges. The EJ Screen will be incorporated into the NPS Management Plan once DEQ has completed this work and the NPS Management Plan is updated.

Ultimately, the plan will be implemented by and tailored to all of DEQ's environmental programs (including the Nonpoint Source Program) related to adopting rules, making permit decisions, awarding grants and loans, overseeing cleanup activities, and conducting enforcement actions. DEQ will also use EJ Screen ~~as a tool to help~~ determine how best to incorporate decisions and priorities regarding nonpoint source water pollution impacts to underserved communities in Oregon.

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